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April 24, 2007

In re application of: Glasco

Attorney Docket No.: NWISP036

Application No.: 10/635,703

Examiner: Thomas, Shane M.

Filed: August 5, 2003

Group: 2186

Title: METHODS AND APPARATUS FOR
PROVIDING EARLY RESPONSES FROM A
REMOTE DATA CACHE

Receiver: Examiner Thomas

FAX #: 571-273-8300

Sender: Godfrey K. Kwan, Reg. No. 46,850

Re: application for PTA Term Adjustment

Pages Including Cover Sheet(s): 03

MESSAGE:

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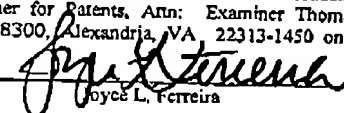
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I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office, Commissioner for Patents, Attn: Examiner Thomas, Fax No. (571) 273-8300, Alexandria, VA, 22313-1450 on: April 24, 2007

Signed:


Joyce L. Ferreira

APPLICATION FOR PATENT TERM ADJUSTMENT UNDER 37 C.F.R.
§1.705

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Allowance, mailing date January 23, 2007, and in accordance with 37 C.F.R. §1.705, Applicants respectfully request reconsideration of the period of adjustment.

Statement of Fact, as Required by §1.705(b)(2)

The Applicant respectfully submits that the correct Applicant Delay patent term adjustment of 86 days be reduced to 24 days under the provision of 37 C.F.R. §1.705(a)(1) due to a discrepancy in the PAIR record.

After review of the PTA history, the Office calculated that the Applicant was delayed 62 days for "Additional application filing fees as of April 6, 2004", a further 23 days for "Extension of Time dated February 17, 2005", and a further 1 day for "a Request for Continued Examination filed September 2, 2005". Applicants agree that they should be docked 23 days for an extension of time and 1 day for an RCE filing. However, after reviewing the record, Applicants are unclear as to what the 62 day delay reflects. It is noted that a Notice of Omitted Items was issued by OIPE on November 4, 2003. A subsequent response to the same was filed by the Applicant within the allotted 2 month response period. No activity on behalf of the Applicant occurred between the response to Omitted Items filed on January 5, 2004, and stamped received by the USPTO's mailroom on January 9, 2004 and April 6, 2004, which would cause a 62 day delay. It is noted that the Application was docked 62 days for "Additional Application filing fees". A search of Applicant's attorney of record's deposit account for fees charged was performed and

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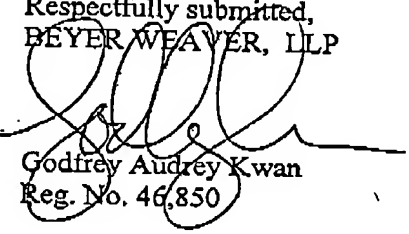
there were no fees charged on our around April 6, 2004 in connection with this application. Thus it is unclear again why Applicant was docked 62 days for fees, since no fees were apparently charged to our deposit account or requested by the USPTO for further processing.

In view of the foregoing, it is respectfully submitted that the 62 days for the "Additional application filing fees" be adjusted under 37 C.F.R. §1.703(a)(1).

The Commissioner is hereby authorized to charge the fee for filing a request for reconsideration of the patent term adjustment pursuant to §1.705 set forth in §1.18(e) of \$200.00 and any other fees which may be required or credit any overpayment to Deposit Account No. 500388 (Order No. NWISP036)

Applicants respectfully request that the patent term adjustment be reconsidered.

Respectfully submitted,
BEYER WEAVER, LLP


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Reg. No. 46,850

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